



FAIRFAX COUNTY

Department of Public Works and Environmental Services
Office of Site Development Services
12055 Government Center Parkway
Fairfax, Virginia 22035-5503

V I R G I N I A

01-04

June 6, 2001

TO: All Architects, Builders, Developers, Engineers and Surveyors Practicing in Fairfax County

SUBJECT: Amendments to Virginia Erosion and Sediment Control Law Effective July 1, 2001

Revisions to the Virginia Erosion and Sediment Control Law require, as a prerequisite to the approval of an erosion and sediment control plan, that the person responsible for carrying out the plan (owner/developer/permittee) shall provide to the plan approving authority the name of an individual holding a certificate of competence issued by the Department of Conservation and Recreation (DCR) who will be responsible for carrying out the land disturbing activity. This information must be kept current for the life of the plan. Plans approved prior to July 1, 2001, are not subject to these requirements.

Individuals holding Virginia Professional Engineer Licenses, Virginia Land Surveyor Licenses, Virginia Landscape Architect Licenses, Virginia Architect Licenses, Combined Administrator Certification, Administrator Certification, Plan Reviewer Certification, Inspector Certification, and Contractor Certification are qualified as Responsible Land Disturbers without further certification. DCR is developing a program that will provide learning materials and examination opportunities to obtain a Responsible Land Disturber Certificate. This new certification program is expected to be available via website learning and examination and through conventional learning and examination by the end of June. Additional information may be found on the DCR website at <http://www.state.va.us/dcr/sw/e&s.htm>.

Effective July 1, 2001, the name of the individual holding a Responsible Land Disturber Certificate or qualified professional as noted above, who will be responsible for carrying out the land disturbing activity, must be provided prior to plan approval for the following types of plans:

PLAN TYPE

Bonded Lot Grading Plan (SD w/extension)
Infill (Non-Bonded) Lot Grading Plan (INF)
Landfill Plan (LF)
Minor Site Plan (MSP)
Minor Site Plan Redate (MSPR)
Public Improvement Plan (PI)

PLAN TYPE

Rough Grading Plan (RGP)
Subdivision Plan (SD)
Subdivision Redate Plan (SDR)
Site Plan (SP)
Site Plan Redate (SPR)
Waiver Condition Plan (WCP)

Please take special note that lot grading plans in bonded subdivisions are not covered by the associated subdivision construction plan and must separately demonstrate compliance with the new requirements.

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The owner/developer/permittee shall submit a copy of the attached form to the Plan Control Counter for the Office of Site Development Services (OSDS) prior to plan approval and whenever the individual responsible for carrying out the land disturbing activity changes during the life of the approved plan.

If you have any questions concerning the new requirement, please contact John Friedman, Code Analysis Division at 703-324-1720.

Sincerely,

Michelle A. Brickner, Director
Office of Site Development Services

Enclosure

MB/jaf

cc: John Wesley White, Director, DPWES
Zofia A. Zager, Director, Office of Building Code Services, DPWES

RESPONSIBLE LAND DISTURBER CERTIFICATION

Effective July 1, 2001

Amendments to the Virginia Erosion and Sediment Control Law, §§ 10.1-563 and §§ 10.1-566 of the Code of Virginia

Revisions to the Virginia Erosion and Sediment Control Law require, as a prerequisite to the approval of an erosion and sediment control plan, that the person responsible for carrying out the plan (owner/developer/permittee) shall provide to the plan approving authority the name of an individual holding a certificate of competence (Virginia Professional Engineer, Virginia Land Surveyor, Virginia Landscape Architect, Virginia Architect, Combined Erosion and Sediment Control Administrator, Erosion and Sediment Control Administrator, Erosion and Sediment Control Plan Reviewer, Erosion and Sediment Control Inspector, Erosion and Sediment Control Contractor, Responsible Land Disturber) issued by the Department of Conservation and Recreation (DCR) who will be responsible for carrying out the land disturbing activity. Please note that a contractor's business license issued by the State or County does not satisfy the requirement for certification from DCR; a special exam on the principles and practices of erosion and sediment control is required to obtain this certification.

This information must be kept current for the life of the plan. Plans approved prior to July 1, 2001 are not subject to this requirement. The requirement is applicable to the following plan types:

PLAN TYPE

PLAN TYPE

Bonded Lot Grading Plan (SD w/extension)
Infill (Non-Bonded) Lot Grading Plan (INF)
Landfill Plan (LF)
Minor Site Plan (MSP)
Minor Site Plan Redate (MSPR)
Public Improvement Plan (PI)

Rough Grading Plan (RGP)
Subdivision Plan (SD)
Subdivision Redate Plan (SDR)
Site Plan (SP)
Site Plan Redate (SPR)
Waiver Condition Plan (WCP)

Use this form to provide the required information to the Office of Site Development Services prior to plan approval and whenever the individual responsible for carrying out the land disturbing activity changes during the life of the approved plan.

OWNER /DEVELOPER/PERMITTEE INFORMATION

PROJECT NAME _____ PROJECT # _____

DISTRICT _____ TAX MAP AND PARCEL # _____

OWNER/
DEVELOPER/PERMITTEE _____ PHONE (____) _____

ADDRESS _____

RESPONSIBLE LAND DISTURBER INFORMATION

CERTIFICATE/
LICENSE HOLDER NAME _____ PHONE (____) _____

ADDRESS _____

TYPE OF CERTIFICATE _____ CERTIFICATE/LICENSE # _____

APPLICANT/AGENT SIGNATURE _____ DATE _____

SUBMIT TO: Plan and Document Control, Office of Site Development Services, DPWES
12055 Government Center Parkway, Fairfax, VA 22035-5503

Rev. 8/01/01